



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of:

Mark S. ABAD *et al.*

Art Unit: To Be Assigned

Appln. No.: 09/615,606

Examiner: To Be Assigned

Filed: July 13, 2000

Atty. Docket: 16517.001/38-21(15444)C

For: Nucleic Acid Molecules and Other
Molecules Associated with Plants

Response to Notice to File Missing Parts of Application

Box Missing Parts

Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted dated September 13, 2000, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notice to File Missing Parts of Application – Filing Date Granted;
2. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Mark S. Abad (4 pages);
3. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Robert E. Buehler (4 pages);
4. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Joseph R. Byrum (4 pages);
5. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Brian E. Coombs (4 pages);
6. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Gregory R. Heck (4 pages);
7. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Thomas J. La Rosa (4 pages);
8. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Donald E. Nelson (4 pages);
9. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Hridayabhiramjam Shukla (4 pages);
10. Original Combined Declaration and Power of Attorney for Patent Application, executed by inventor Michael D. Thompson (4 pages); and
11. Return postcard.

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OFFICE OF PETITIONS

The Commissioner is hereby requested to charge \$870.00 to Deposit Account No. 50-2387, referencing matter no. 16517.001/15444C to cover:

\$ 740.00 Filing Fee for Patent Application (37 C.F.R. § 1.16); and

\$ 130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16).

A duplicate copy of this response is enclosed.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2387, referencing matter number 16517.001/15444C. A duplicate copy of this Response is enclosed.

Respectfully submitted,

Lawrence M Lavin, Jr.

by *JSC*

Lawrence M. Lavin, Jr. (Reg. No. 30,768)
by June E. Cohan (Reg. No. 43,741)

Date: October 9, 2002

Patent Department, E2NA
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ARNOLD & PORTER

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October 9, 2002

Commissioner for Patents
Washington, DC 20231

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OFFICE OF PETITIONS

Re: U.S. Patent Application Serial No. 09/615,606
Filed: July 13, 2000
Inventors: Mark S. ABAD *et al.*
Title: Nucleic Acid Molecules and Other
Molecules Associated with Plants
Atty. Docket: 38-21(15444)C

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Petition to Revive Unintentionally Abandoned Patent Application under 37 C.F.R. §1.137(b) (in duplicate);
2. Exhibit A – Copy of transmittal form PTO/SB/05 filed July 13, 2000;
3. Exhibit B – Copy of receipt postcard for papers filed on July 13, 2000, date-stamped as received by the U.S. Patent and Trademark Office on July 13, 2000;
4. Exhibit C – Copy of Notice of Abandonment under 37 CFR 1.53(f) or (g) (mailed September 9, 2002), and Copy of Notice to File Missing Parts of Nonprovisional Application (mailed September 13, 2000);
5. Response to Notice to File Missing Parts of Application (in duplicate);
6. Copy of the Notice to File Missing Parts of Application – Filing Date Granted;
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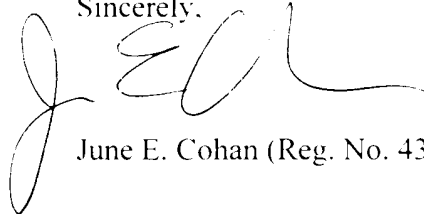
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October 9, 2002
Page 2

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16. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Sincerely,

A handwritten signature in cursive script, appearing to read "JEC", is written over the typed name.

June E. Cohan (Reg. No. 43,741)

Enclosures